



HW

Docket No: 2751.2001US6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Christopher J. Nagel

Application No.: 10/823,403

Group Art Unit: 1714

Filed: April 13, 2004

Examiner: Not Assigned

Confirmation No.: 3233

Title:

COMPOSITION OF MATTER TAILORING: SYSTEM I

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
7/26/04	Hollie Wakefield
Date	Signature
HOLLIE WAKEFIELD	
Typed or printed name of person signing certificate	

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted:

- ☐ under 37 CFR 1.129(a), or
(First/Second submission after Final Rejection)
- ☒ under 37 CFR 1.97(b), or
(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).
- ☐ under 37 CFR 1.97(c) together with either:
- ☐ a Statement under 37 CFR 1.97(e), as checked below, or
 - ☐ a \$180.00 fee under 37 CFR 1.17(p), or
(After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97(d) together with:
- ☐ a Statement under 37 CFR 1.97(e), as checked below, and
 - ☐ a \$180.00 fee under 37 CFR 1.17(p), or
(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)
- ☐ under 37 CFR 1.97(i):
Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper. (Filed after payment of issue fee)

Statement Under 37 CFR 1.97(c)

- ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Statement Under 37 CFR 1.704(d) (Patent Term Adjustment)

(Applies to original applications (other than design) filed on or after May 29, 2000)

- ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in -§ 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.
- ☒ Enclosed herewith is form PTO-1449:
 - ☒ Copies of the cited references (AJ2 and AK2) are enclosed.
 - ☒ Copies of all the cited references are enclosed in prior application, U.S. Application No. 09/146,720 and 10/123,028, and 10/690,391 to which priority under 35 U.S.C. 120 is claimed. The earlier application contains copies of the cited references.
 - ☒ The listed references (AC2-AF2, AN, and AF3-AH3) were cited in the enclosed International Search Report in a counterpart foreign application.
 - ☐ The "concise explanation" requirement (non-English references) for reference(s) [] under 37 CFR 1.98(a)(3) is satisfied by:
 - ☐ the explanation provided on the attached sheet.
 - ☐ the explanation provided in the Specification.
 - ☐ submission of the enclosed International Search Report.
 - ☐ submission of the enclosed English-language version of a foreign Search Report and/or foreign Office Action.
 - ☐ the enclosed English language abstract.

The Examiner is requested to return a copy of the list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

Method of payment:

- ☐ A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.
- ☐ Please charge Deposit Account ☐ in the amount of [\$]. A copy of this Statement is enclosed.
- ☐ Please charge any deficiency in fees and credit any overpayment to Deposit Account 502807.

Respectfully submitted,

ELMORE CRAIG, P.C.

By


Carolyn S. Elmore

Registration No.: 37,567

Telephone: (978) 251-3509

Facsimile: (978) 251-3973

N. Chelmsford, MA 01863

Dated: 7/20/4

PTO-1449 REPRODUCED INFORMATION DISCLOSURE CITATION IN AN APPLICATION June 21, 2004 (Use several sheets if necessary)	ATTORNEY DOCKET NO. 2751.2001 US6	APPLICATION NO. 10/823,403	
	APPLICANTS Christopher J. Nagel		
	FILING DATE April 13, 2004	CONFIRMATION NO. 3233	GROUP 1714

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
	AR	Job, Jennifer, "New Carbon Molecules Make Stronger Metals," <i>The World and I</i> , April 1999, pp. 170-177.	
	AS	Burstein, <i>et al.</i> , "Electrochemically Induced Annealing of Stainless-Steel Surfaces," <i>Nature</i> , 407:885-887 (2000).	
	AT	Gorman, J., "New Work Improves Stainless Steel Surface," <i>Science News</i> , 158:263 (2000).	
	AU	Weiss, P., "Pores of Glass Skin Shrink from Light," <i>Science News</i> , 158:312 (2000).	
	AV	Weiss, P., "Light Pulses Flout Sacrosanct Speed Limit," <i>Science News</i> , 157:375 (2000).	
	AW	Weiss, P., "Vibrations Flit Along Water's Fast Lane," <i>Science News</i> , 156:358 (1999).	
	AX	Weiss, P., "Electron Breakup? Physics Shake-up," <i>Science News</i> , 158:216 (2000).	
	AY	Milius, S., "Wasps Drive Frog Eggs to (Escape) Hatch," <i>Science News</i> , 158:246 (2000).	
	AZ	Gorman, J., "Crystal Reveals Unexpected Beginnings," <i>Science News</i> , 158:84 (2000).	
	AR2	Weiss, P., "Voltage Flip Turns Magnetism on, off," <i>Science News</i> , 158:63 (2001).	
	AS2	Ohno <i>et al.</i> , "Electric-field Control of Ferromagnetism," <i>Nature</i> , 408:944-946 (2000).	
	AT2	Weiss, P., "Light Stands Still in Atom Clouds," <i>Science News</i> , 159:52 (2001).	
	AU2	Gorman, J., "Strange Crystal Birth Found in Mine," <i>Science News</i> , 158:207 (2000).	
	AV2	Holzheld, <i>et al.</i> , "Evidence for a Late Chondritic Veneer in the Earth's Mantle From High-Pressure Partitioning of Palladium and Platinum," <i>Nature</i> , 406:396-399 (2000).	
	AW2	Kishimoto, <i>et al.</i> , "Observation of Nuclear Excitation by Electron Transition in ¹⁹⁷ Au with Synchrotron X Rays and an Avalanche Photodiode," <i>The American Physical Society</i> , 85:1831-1834 (2000).	
	AX2	Carreyre, <i>et al.</i> , "First Direct Proof of Internal Conversion Between Bound States," <i>The American Physical Society</i> , 62:024311-1/024311-8 (2000).	
	AY2	Jacoby, Mitch, "Picture-Perfect Orbitals," <i>C&EN</i> , p. 8, September 6, 1999.	
	AZ2	Zuo, <i>et al.</i> , "Direct Observation of d holes and Cu-Cu Bonding in Cu ₂ O," <i>Nature</i> , 401:49 (1999).	

EXAMINER	DATE CONSIDERED
----------	-----------------

PTO-1449 REPRODUCED INFORMATION DISCLOSURE CITATION IN AN APPLICATION June 21, 2004 (Use several sheets if necessary)	ATTORNEY DOCKET NO. 2751.2001 US6	APPLICATION NO. 10/823,403	
	APPLICANTS Christopher J. Nagel		
	FILING DATE April 13, 2004	CONFIRMATION NO. 3233	GROUP 1714

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
	AA3	Raloff, J., "Medicinal EMFs: Harnessing Electric and Magnetic Fields for Healing and Health," <i>Science News</i> , 156:316-318 (1999).	
	AB3	Weiss, P., "Magnetic Whispers: Chemistry and Medicine Finally Tune into Controversial Molecular Chatter," <i>Science News</i> , 159:42-44 (2001).	
	AC3	Weiss, P., "Breaking the Law: Can Quantum Mechanics + Thermodynamics = Perpetual Motion?," <i>Science News</i> 158:234-239 (2000).	
	AD3	"Pravda Releases More Info on Sensational Energy Source Discovery," [On-Line], July 12, 2001 [retrieved on 2001-08-27]. Retrieved from the Internet http://www.100megsfree4.com/farshores/nrussen.htm (No Author Cited).	
	AE3	Gorman, J., "A Late Arrival for platinum and Gold?," <i>Science News</i> , 158:207 (2000).	
	AF3	DATABASE WPI, Section Ch, Week 197728, Derwent Publications Ltd., London, GB; XP002254970, Class M24, An 1977-49267Y and JP 52 065133 (Nippon Steel Corp), 30 May 1977 Abstract	
	AG3	DATABASE WPI, Section PQ, Week 199438, Derwent Publications Ltd., London, GB; XP002254971, Class P53, AN 1994-308766 and KR 9 310 044 B (Lee D), 14 Oct 1993 Abstract	
	AH3	DATABASE WPI, Section Ch, Week 198204, Derwent Publications Ltd, London, GB; XP002254972, Class L03, AN 1982-06910E and JP 56 162427 A (Meidensha Elec Mgf Co Ltd), 14 Dec 1981 Abstract	

EXAMINER	DATE CONSIDERED
----------	-----------------